

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<p>Prior Application:</p> <p>Examiner: <u>Sara W. Crane</u></p> <p>Art Unit: <u>2811</u></p>	<p>I hereby certify that this 37 CFR 1.60 request and the documents referred to as attached therein are being deposited with the United States Postal Service on <u>October 27, 2003</u> in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10, Mailing Label Number <u>EV 321715615</u> addressed to the: Commissioner for Patents, Washington, D.C. 20231</p> <p><u>ARMANDO CHING</u> name of person signing</p> <p><u><i>Armando Ching</i></u> signature</p>
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17548 U.S. PTO
10/694477



BOX PATENT APPLICATION
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF FILING UNDER 37 CFR 1.53

1. This is a request for filing a

☒ [X] Divisional

☐ [] Continuation

application under 37 CFR 1.53 of pending prior application Serial No. 09/192,745 filed on November 16, 1998 of Shunpei YAMAZAKI of Setagaya, Tokyo, Japan for Nonvolatile Memory And Electronic Apparatus.

2. True Copy of Original Prior Application Papers Attached.

I hereby verify that the attached papers are a true copy of the above-identified prior application, including the oath or declaration originally filed (37 CFR 1.60).

3. Amendments

☒ Cancel in this application original claims 2-23 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

☐ Please enter the enclosed Preliminary Amendment (prior to calculating the filing fee)

4. Information Disclosure Statement

☐ An Information Disclosure Statement is enclosed herewith.

5. Fee Calculation (claims pending after entry of any amendments above)

☐ A verified statement of small entity status:

☐ has been filed in the parent application and such status is still proper and desired

☐ is attached

☒ Other than small entity

For	Number Filed	Number Extra	Rate sm/lg ent.	Fee
Total Claims	1	-20 = 0	x \$9/18	\$0.00
Independent Claims	1	- 3 = 0	x \$43/86	\$0.00
Multiple Dependent Claims	No		\$290/145	\$0.00
Basic Fee (minimum amount required)			\$385/770	\$770
Assignment			\$40	\$0
Total Filing Fee				\$770.00

6. Fee Payment

☒ A check in the amount of \$770.00 is enclosed

☐ Please charge deposit account 50/1039 in the amount of \$_____.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 50/1039. A duplicate copy of this sheet is enclosed.

7. Drawings

☒ New formal drawings are enclosed.

☐ Informal drawings are enclosed.

8. Foreign Priority

☒ Priority of foreign application serial no. 9-333453 filed on November 18, 1997 in Japan, application serial no. 9-337710 filed on November 21, 1997 in Japan, and application serial no. 9-340754 filed on November 26, 1997 in Japan is claimed under 35 U.S.C. 119.

☒ The certified copy of this has been filed in prior U.S. application Serial No. 09/192,745.

☐ The certified copy will follow.

9. Relate Back -- 35 U.S.C. 120

☒ Please amend the specification by inserting before the first line the sentence:

--This application is a divisional of copending U.S. application Serial No. 09/192,745, filed on November 16, 1998.--

10. Inventorship

With respect to the prior copending U.S. application from which this application claims benefit under 35 USC 120 the inventor(s) in this application is (are):

☒ the same

☐ less than those named in the prior application and it is requested that the following inventor(s) identified above for the prior application be deleted:

11. Assignment

☒ The prior application is assigned of record to Semiconductor Energy Laboratory Co., Ltd.

☐ An assignment of the invention to _____ is attached (with cover sheet) for recording..

12. Maintenance of Copendency of Prior Application

☐ A petition, fee and response has been filed to extend the term in the pending prior application until _____ or

☐ A conditional petition for extension of time is being filed in the pending parent application (copy enclosed).

13. Power of Attorney

☒ The power of attorney in the prior application is to: Edward D. Manzo,
registration no. 28,139

☒ The power appears in the original papers in the prior application.

☐ Since the power does not appear in the original papers, a copy of the
power in the prior application is enclosed.

☒ Address all future communications to:
Edward D. Manzo
Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd.
200 West Adams St., Ste. 2850
Chicago, IL 60606

Respectfully submitted,

Date: October 27, 2003

Mark J. Murphy
Registration no. 34,225

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